

SPEAKER BARRETT: One minute.

SENATOR SCHMIT: Is there something we can do about that? You ought to take a look at the entire picture, ladies and gentlemen. Now, Senator Lynch says, let's do it now. We need to do it now. Well, to my good friend, Senator Lynch, who I have known for many, many years, if you really want to do something now, he ought to get on his horse and ride down to the sanitary sewage treatment plant in Omaha, and wait for the first half inch of rain to fall, and watch them pull the plug and dump raw sewage into the Missouri River. He can start there. That wouldn't be a bad place to start. There are abuses going on right now, ladies and gentlemen, far greater than those abuses which are alluded to in this instance, but because they are not recognized, they are not announced, they are being ignored. Ladies and gentlemen, if you believe in local control, you will vote for this amendment. If you believe in the state superimposing its wishes upon the local government,...

SPEAKER BARRETT: Time.

SENATOR SCHMIT: ...you will vote against it. I hope you will vote for the amendment.

SPEAKER BARRETT: Thank you. Before recognizing Senator Landis for discussion on the Schmit amendment, I am pleased to announce that Senator Labedz has 60 students from Robbins Elementary in Omaha as her guests in the north balcony. Would you students please stand and let us take a look. There they are. Thank you for visiting with us today. Senator Landis, on the Schmit amendment, followed by Senators Marsh and Goodrich.

SENATOR LANDIS: Mr. Speaker, members of the Legislature, I have got an amendment, maybe, that might solve a lot of our problems here. If I propose an amendment that says that cigar smoking cannot be considered hazardous waste, maybe Senator Schmit's objections to my bill will dissipate, and I would be happy to offer such an amendment if that would break the loggerheads that we are at here. However, the Schmit amendment that is adopted, or as now proposed, is objectionable to me in a number of different ways, not the least of which is that this would invite counties being sued in federal court right and left. In that packet I handed out to you, you will have seen the Ensco Inc. versus Dumas decision, which is in this Circuit Court of Appeals area. It is binding law on the State of Nebraska and it says that counties may not adopt policies which unduly restrict